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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: James D. Barnette, *et al.*

Serial No.: 09/652,116

Filed: August 29, 2000

Title: RESAMPLER FOR A BIT PUMP AND METHOD OF  
RESAMPLING A SIGNAL ASSOCIATED THEREWITH

Grp./A.U.: 2637

Examiner: Qutbuddin Ghulamali

Honorable Commissioner of Patents  
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on 28/09/05 (Date)

Debbie Sams  
(Printed or typed name of person signing the certificate)  
  
(Signature of the person signing the certificate)

Sir:

**COMMENT ON REASON FOR ALLOWANCE UNDER 37 CFR §1.104(E)**

The Applicants submit these comments in response to the Examiner's stated reasons for allowance included in the Notice of Allowance mailed June 28, 2005. The Applicants respectfully disagree with the Examiner's statement of allowance.

Claims 15-28, including independent Claims 15 and 22, of the present application have been allowed. Claim 15 is directed to a bit pump and Claim 22 is directed to a transceiver. The Examiner's statement of allowance, however, does not address independent Claim 15 but collectively addresses the allowance of independent Claims 15 and 22 by restating independent Claim 22. The Applicants, therefore, deny acquiescence to the statement and further deny

being bound by any negative inferences that may flow therefrom in any future proceedings regarding this application or any patents indirectly or directly issuing therefrom.

Respectfully submitted,

HITT GAINES, P.C.



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Date: 8/29/05

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